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FCN Treaty. EMBTEL 1558.

ART XIV, new PARA 7. Recommended revision approved,

☒ without material significance.

ART XVI, PARA 1. DEPT generally approves EMB wording

protocol provision. However opening clause text as

drafted contains phrase "opening in availabilities"

which is evidently incomplete.

ART XVIII, PARA 2. EMB rightly stresses importance

of provision in era when government increasingly assumin

activities hitherto in private hands. Within its moderate

scope, provision affords one safeguard against "creeping

confiscation". If GOVT wishes preempt a given activity,

it SHLD expropriate with just compensation rather than

ruin established private businesses through unfair

subsidized competition. Merely national treatment standard

without value here, as already provided ART VII and elsewhere

Fisheries. DEPT pleased JAP agree fisheries adequately

covered by present language and that formula in DEPT A-100

unnecessary. DECLASSIFICATION DATE *12/17/79*

PER *Harmon* OFFICE *CDC*

FADRC FOI CASE NO. *7902484*

Bruce
Acting
(SKW) BRUCE

Drafted by: EDT:OP:HWalker:er 11/18/52

Telegraphic transmission and
classification approved by: *[Signature]*

H. Walker

L/TSEN

CS/H

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